	Invitation to Tender LP0096HR	Document Identifier	240-114238630	Rev	12
		Effective Date	28 October 2022		
		Review Date	October 2027		

ESKOM HOLDINGS SOC LTD

INVITATION TO TENDER

FOR


Calibration and minor repairs of various testing equipment within the Eskom Limlanga Cluster, on an as and when required basis, for a period of Five (5) Years

- Please note that Eskom reserves the right to use reverse e-auction for this transaction – see page 18 for further information*

Tender number	LP0096HR	
Kindly indicate the area you wish to submit your tender for, with a tick √ next to the applicable are	Limpopo Area only	
	Mpumalanga Area only	
	Both Areas (Limlanga Cluster)	
Issue date	09 November 2022	
Closing date and time	02 December 2022 at 10h00	
Tender validity period	120 days from the closing date and time	
Clarification meeting	Date: 16 November 2022 Time: 11:00 Method: Please use the link below to join the meeting on Microsoft Teams Click here to join the meeting	
Tenders are to be delivered to the following address on the stipulated closing date and time:	Eskom Holding SOC Ltd The Tender Office Millennium Building 90 Hans van Rensburg Street Polokwane Limpopo Province	

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Invitation to Tender/Request for Proposal

Eskom Holdings SOC Ltd (hereinafter “Eskom”) invites you to submit a tender for the;

Calibration and minor repairs of various testing equipment within the Eskom Limlanga Cluster, on an as and when required basis, for a period of Five (5) Years

The enquiry documents are supplied to you on the following basis:

- Free of charge

Eskom has delegated the responsibility for this tender to the Eskom Representative whose name and contact details are set out in the Tender Data. A submission of a tender by you in response to this Invitation will be deemed as your acceptance of the Eskom Standard Conditions of Tender (to be accessed via www.eskom.co.za).

Queries relating to these Invitation documents may be addressed to the Eskom Representative.

Yours faithfully




Madimetja Phalane

Acting Commercial Manager

Date: 24/11/2022

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All costs incurred in the preparation, presentation / demonstration, and submission of your tender response will be for the Tenderer's account

Tenderers are encouraged to continuously check the Eskom Tender Bulletin and the National Treasury Tender Website for the latest tender updates during this clarification period. This will enable tenderers to familiarise themselves with any new developments in order to tender accurately


SUBMITTING OF TENDER DOCUMENTS

ALL TENDER DOCUMENTS MUST BE CLEARLY MARKED WITH THE TENDER NAME AND NUMBER WHEN SUBMITTED

- **All documents must be binded securely and clearly marked as follows;**
 - **Tender Number**
 - **Tender Title**
 - **Tender Closing Date and Time**
 - **Supplier Name**
- **No Tippex/Correction pen is to be used on any page or pages of the documents to be submitted. Failure to comply with this, will render the tender commercially unacceptable**
- **Rubber bands are not binders and not to be used to hold papers or documents**
- **No loose pages or documents are allowed. Where loose papers or documents are submitted, Eskom will not be held responsible for lost pages or documents**
- **The submission must be indexed for ease of locating mandatory documents**
- **Contractual requirements may be submitted as a separate binded document, clearly marked as Contractual Requirements, no loose pages**

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SCOPE OF WORK / SPECIFICATION (ALSO REFER TO ANNEXURE Q – attached separately)

Calibration and minor repairs of various testing equipment within the Eskom Limlanga Cluster (Limpopo and Mpumalanga Provinces), on an as and when required basis, for a period of Five (5) Years

The service will include calibration per tester as well as minor repair work if and where necessary, at the supplier's lab / premises. If the tester needs major repairs where expensive spares must be ordered, the tester will be sent back to the end user with the fault list. It will then be the end-user's responsibility to follow the correct procurement process for the major repairs.

Consumable items include; batteries, probes, fuses


- Upon completion of calibration of the test equipment, the service provider shall ensure to paste a sticker on the equipment showing the following information;
 - the calibration date;
 - the sticker must state "Pass";
 - the sticker must have a signature;
 - the sticker will be applied in such a way should the equipment be opened then the seal will be broken;
 - the next calibration date;
- A "defective" sticker shall be attached to defective instruments by the accredited calibration/test facility before returning such instrument back to their owners either to be repaired or scrapped.
- The calibration certificate must be issued together with the calibrated test equipment
- Defective report/certificate must be issued for all defective test equipment;

The successful tenderer/s must be;

- ISO17025 Compliant
- SANAS (South African National Accreditation System) Accreditation, or
- LAB (Laboratory Accreditation Bureau) Accreditation
- Accreditation must be valid for the contract duration

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The successful tenderer/s must be able to perform the following capabilities;

- Electrical – Rf Attenuation
- Electrical – Rf Impedance
- Electrical – Rf Power
- Electrical – Rf Power – Calibration Factor
- Electrical – Rf Modulation Am
- Electrical – Rf Modulation Fm
- Electrical – Current
- Electrical – Resistance
- Electrical – Voltage
- Optical Quantities
 - Optical Time Domain
 - Optical Power
- Time And Frequency
 - Time And Frequency – Oscilloscopes

Calibration Parameter/Equipment	Range	Expanded Uncertainty of measurement (+/-)	Remarks
Electrical-RF Attenuation			
(0-7dB)	10MHz-10GHz 10GHz-18GHz	0.35dB+0.005dB/dB 0.65dB+0.015dB/dB	Step attenuator, power meter
Electrical-RF Impedance			
VRC (N-M)	10MHz-2GHz 2GHz-10GHz 10GHz-18GHz	0.015+0.013ρ ² +0.067ρ 0.017+0.03ρ ² +0.067ρ 0.03+0.08ρ ² +0.067ρ	Scalar network analyser
VRC (N-F)	10MHz-2GHz 2GHz-10GHz 10GHz-18GHz	0.015+0.013ρ ² +0.067ρ 0.045+0.045ρ ² +0.067ρ 0.055+0.075ρ ² +0.067ρ	
Electrical-RF Power			
RF Power Measure			
50MHz	1mW	1.4% of reading	RF Power Meter
10MHz-50MHz	(-50 to 13)dBm	0.25dB	RF Power meter w/Power sensors
50MHz-5GHz		0.16dB	
5-17 GHz		0.19dB	
17-24 GHz		0.23dB	
24-40 GHz		0.35dB	

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RF Power – Source			
50MHz	1mW	1.4% of reading	RF Power Meter
10-50 MHz	(-50 to 13)dBm	0.35dB	RF Power meter w/Power Sensors, RF Signal Generators
50MHz-5GHz		0.35dB	
5-17GHz		0.29dB	
17-24GHz		0.48dB	
24-40GHz		0.55dB	
Electrical-RF Power-Calibration Factor			
RF Power Sensors- Calibration Factor	10-50MHz 50MHz-5GHz 5-17GHz 17-24GHz 24-40GHz	5.2% 2.0% 3.2% 5.7% 9.0%	Reference power sensor and power meter with RF generator
Electrical-RF Modulation AM			
Amplitude Modulation- Measure & Generate			
Rate(50Hz-50kHz) Depth(5-99)%	CW: 10MHz- 1.3GHz	1.7% of reading	Modulation Meter w/RF Signal Generator
Rate(50Hz-10kHz) Depth(5-99)%	CW: 150kHz- 10MHz	2.6% of reading	
Electrical-RF Modulation FM			
Frequency Modulation- Measure & Generator			
Rate(50Hz-100kHz) 400kHz Peak Deviation	CW: 10MHz- 1.3GHz	1.3% of reading	Modulation Meter w/RF Signal Generator.
Rate(20Hz-10kHz) 40kHz Peak Deviation	CW: 250kHz- 10MHz	2.4% of reading	
Optical Quantities			
Optical Time Domaine Reflectometer-(OTDR):			
Distance-1310mm, 1550nm, 1625nm, Refractive Index 1.46	18.8km	0.5m + 1 sampling interval	Single mode Optical Delay Line

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Optical Power (850-1650)nm	(-50to +20)dBm	0.3dB + 46 nW	Optical Power meter & head
Time and Frequency-Frequency			
Frequency-Measure and Generate	10Hz-100kHz 100kHz-1MHz 1MHz-10MHz 10MHz-20GHz	0.05x10 ⁻⁸ .f+0.0008Hz 0.05x10 ⁻⁸ .f+0.008Hz 0.05x10 ⁻⁸ .f+0.08Hz 0.05x10 ⁻⁸ .f+0.8Hz	GPS Receiver, Counter and RF Signal Generator
Mass-Torque			
Torque	(0.5-40)Nm	1.8% of reading	Torque transducer
Electrical-Current			
DC Current-Generate	(0-320)µA (0.32-3.2)mA (3.2-32)mA (32-320)mA (0.32-3.2)A (3.2-10.5)A (10.5-20)A	30nA+0.014% of reading 115nA+0.014% of reading 1.2µA+0.014% of reading 12.8µA+0.016% of reading 158µA+0.06% of reading 1.5mA+0.055% of reading 5.4mA+0.055% of reading	Wavetek 9100
DC Current-Measure	(0-10)mA (10-100)mA (0.1-1)A (1-3)A	0.0023mA+0.05% of reading 0.008mA+0.05% of reading 0.15mA+0.1% of reading 0.8mA+0.12% of reading	HP 34401
AC Current(Generate)	<u>32-320µA</u> 10Hz-3kHz (3-10)kHz (10-20)kHz <u>0.32-3.2mA</u> 10Hz-3kHz (3-10)kHz (10-20)kHz <u>3.2-32mA</u> 10Hz-3kHz (3-10)kHz (10-20)kHz <u>32-320mA</u> 10Hz-3kHz (3-10)kHz (10-20)kHz <u>0.32-3.2A</u> 10Hz-3kHz (3-10)kHz <u>3.2-10.5A</u> 10Hz-3kHz (3-10)kHz	4.0µA+0.07% of reading 4.1µA+0.1% of reading 4.6µA+0.2% of reading 4.0µA+0.07% of reading 4.1µA+0.1% of reading 4.6µA+0.2% of reading 8.8µA+0.07% of reading 10.9µA+0.1% of reading 16.8µA+0.2% of reading 88.2µA+0.08% of reading 97.4µA+0.1% of reading 109µA+0.2% of reading 0.82mA+0.1% of reading 3.0mA+0.25% of reading 7.0mA+0.2% of reading 13mA+0.5% of reading	Wavetek 9100

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AC Current(Measure)	<u>0-1A</u> 10Hz-5kHz <u>1-3A</u> 10Hz-5kHz	0.61mA+0.1% of reading 2.4mA+0.15% of reading	HP 34401A
Electrical Resistance-Voltage			
Resistance(Generate)	(0-40)Ω (40-400)Ω (400-4k)Ω (4-40)kΩ (40-400)kΩ (0.4-4)MΩ (4-40)MΩ	58mΩ+0.1% of reading 116mΩ+0.035% of reading 245mΩ+0.035% of reading 2.4mΩ+0.025% of reading 23.5Ω+0.025% of reading 232Ω+0.04% of reading 2.3kΩ+0.05% of reading	Wavetek 9100
Resistance(Measure)	(0-100)Ω (0.1-1)kΩ (1-10k)Ω (10-100)kΩ (0.1-1)MΩ (1-10)MΩ (10-100)MΩ	0.05Ω+0.01% of reading 0.02Ω+0.01% of reading 0.15Ω+0.01% of reading 1.7Ω+0.01% of reading 23Ω+0.01% of reading 417Ω+0.04% of reading 23000Ω+0.08% of reading	Wavetek 9100 HP 34401A
Electrical-Voltage			
DC Voltage(Generate)	(0-320)mV (0.32-3.2)V (3.2-32)V (32-320)V (320-1050)V	5.5μV+0.006% of reading 55μV+0.006% of reading 550μV+0.0065% of reading 5.65mV+0.0065% of reading 30.0mV+0.006% of reading	Wavetek 9100
DC Voltage(Measure)	(0-100)mV (0.1-1)V (1-10)V (10-100)V (100-1000)V	5.5μV+0.006% of reading 55μV+0.006% of reading 550μV+0.0065% of reading 5.65mV+0.0065% of reading 30.0mV+0.006% of reading	HP 34401A
AC Voltage(Generate)	<u>0-10mV</u> 10Hz-3kHz (3-10)kHz <u>10-32mV</u> 10Hz-3kHz (3-10)kHz <u>32-320mV</u> 10Hz-3kHz (3-10)kHz <u>0.32-3.2V</u> 10Hz-3kHz (3-10)kHz <u>3.2-32V</u> 10Hz-3kHz (3-10)kHz <u>32-105V</u>	486μV +0.08% of reading 625μV+0.08% of reading 229μV +0.08% of reading 249μV+0.08% of reading 102μV +0.08% of reading 104μV+0.08% of reading 245μV +0.08% of reading 313μV+0.08% of reading 2.25mV +0.08% of reading 3.0mV+0.1% of reading	Wavetek 9100 HP34401A

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	10Hz-3kHz (3-10)kHz <u>105-320V</u> 40Hz-1kHz (1-3)kHz (2-10)kHz <u>320-800V</u> 40Hz-1kHz (1-3)kHz (2-10)kHz	8.0mV +0.08% of reading 10.0mV+0.1% of reading 23.0mV +0.09% of reading 23.0mV+0.12% of reading 38mV +0.12% of reading 90mV +0.09% of reading 91mV+0.12% of reading 133mV +0.12% of reading	
AC Voltage(Measure)	<u>0-10mV</u> 10Hz-20kHz <u>0.1-1V</u> 10Hz-20kHz <u>1-10V</u> 10Hz-20kHz <u>10-100V</u> 10Hz-20kHz <u>10-100V</u> 10Hz-20kHz	0.05mV+0.06 of reading 0.35mV+0.06% of reading 3.4mV+0.06% of reading 35mV+0.06% of reading 270mV+0.06% of reading	Wavetek 9100 HP34401A
Time and Frequency-Oscilloscopes			
Vertical System-50Ω	1mV-2V/div	0.65% of reading	Wavetek 9100
Vertical Sysytem-1MΩ	1mV-20V/div		
Horizontal System-50Ω	2ns-5s/div	0.31% of reading	Wavetek 9100
Bandwidth-50Ω 1mV-2V/div	50kHz-100MHz 50kHz-250MHz 50kHz-600MHz	5.4% of bandwidth 6.2% of bandwidth 7.7% of bandwidth	Wavetek 9100

Types of testers to be calibrated, based on the capabilities above, on an as and when required basis throughout the contract period:

Instruments	
3.5 Digit Multi-meter eg. Fluke 106, 107, 73, 77, Major Tech MT1881, MT02M, MT24, Uni-T UT204A, UT890C, UT50B, Isotech IDM 91E, Toptronic TBM805, TBM811EX, Beckman RMS225	Clamp Meter up to 500a AC/DC eg. Major Tech MTD70T, MT720, MT730, MTD37A, K2434, Toptronic T98, T2608, TBM030, Uni-T UT204A, UT201, AC/DC MS2000G
4.5 Digit Multi-meter eg. Fluke 87, 177, 179, 187, 198, 287, 289	Phase Rotation Tester – Test Report Only eg. Major Tech MT930
Insulation Tester up to 5 kV eg. Toptronic T1800, T1820, Megger MIT510, MJ20, MIT330	Socket Earth Tester/Polarity Tester eg. Major Tech MT310, Toptronic Tel1TLB

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Hv Detector up to 60kv AC incl. Personal Testers and Proximity Testers eg. Catu CC-11, Metrohm HVD13/2A	Insulation Tester up to 5 kV eg. Toptronic T1800, T1820, Megger MIT510, MJ20, MIT330
Battery Analyser eg. Fluke BT520, Cellizer TMC 2001RT, Aitelong Sat-AC650	Anton Paar DMA35 Density Meter – Temperature Function Only
Thermal Imager eg. Fluke T1200, TI32 @ 3 Temp. Points	HV Digital Insulator Tester TIN6A
Multimeter Top Tronic TBM812	Insulation Multi-meter eg. Toptronic TBM878
Top Tronic HV Digital Insulator Tester	Earth Leakage Clamp Meter eg. Avo DCM 300E
Process Multi-meter	Hv Insulation Tester above 5kV
Process Clamp Meter	Impedance Tester
Process Calibrator	Power Clamp Meter
Fuguang IDCE-840CT Discharge Tester	HV Wireless Phase Comparator
Low Voltage Detector up to 500v eg. Wibre	Cellcare DLV-Series 30 Data Logging Voltmeter
Loop/PCS/Load Tester eg. Major Tech MT350	Current Leakage Monitor
Loop Tester	Earth Resistance Tester eg. Toptronic T1120
Capacitance Bridge/Resistor Box/Decade Box	Earth Leakage Tester
Earth Leakage Relay (ELP15)	Multifunction Tester
CT Analyser	Primary/Secondary Injection Test Set
Switch Analyzer	Infra-Red Thermometer @ 3 Temp. Points
Relay Test Set	EX21659 HV Sticks
Circuit Brk Power Supply	Variac – Single Phase
E&H CLM280 Conductivity Meter	Variac – 3 Phase
Scopemeter	Hew Variac
Power Supply AC/DC – Single	Hv Ampstik/Loadlooker Ammeter – 5000A
Hv Ampstik/Loadlooker Ammeter – 2000A	Vanguard EZCT Current Transformer Tester
Megger PPM-1 Power Multi-meter	Vanguard ATRT-03 Transformer Ratio Tester
Megger 3 Phase TTR Transformer Turn Ratio	Vanguard Circuit Breaker Analyser
Megger Delta-2000 10kV Automated Insulation Test Set	Vanguard WRM10
Megger Delta 4300 T/Delta	Vanguard Tester - CT 7000
Megger Power Multimeter	Phenix Pattr-03 Auto Transformer Ratio Tester
Megger DLRO - 600	Phenix Technologies HC-2
Omicron Arco400 Universal Test Set	Phenix 660-10P
CV Auto Current Voltage Test Set	Dynamometer – Tension or Compression
Tan Delta Bridge	Dynamometer – Tension and Compression
Kocos 3 Phase Meter Test System	Baur Trfr Oil Tester
Anton Paar Portable Density Meter (Hydrometer)	Suretech HV/PT 2
Trueteq GMS Installers Friend	Suretech HV/PT – 50
M Ohmmeter - T&R DSM200	Kyoritsu Hv Insulation Tester
DV Power Micro Ohmmeter	Kyoritsu Digital RCCB/ELCB
DET2/2 Megger Earthmat Tester	Seba KMT SPG32-1750 Thumper
CA-Seba KMT EZ Thump Surge Gen	Flir IR Thermal Imager
Digiphone	Fluke289 Multi Meter-400v
Metes 320 including Flexible probes	Fluke 1653B Multifunction tester -400v
Fluke 77 Multimeter-400v	Fluke 33 Clip-on Ammeter-400v
Fluke 87 Multimeter- 400v	Fluke 365 Clip on Amp Meter -400v
Fluke 187 Multimeter-400v	Fluke Clamp-on 337-400v
Fluke 189 Multi Meter-400v	Clip-on ammeter Megger DCM300E-400v
Fluke 287 Multimeter-400v	Clip on Meter AC Model 8113
Kyoritsu 2008 K Clip on amp meter -400v	Density Meter DMA 35N
Insulation electronic Megger 5kV	TMC -2001d
Avo Megger BM221 insulation tester.-1000v	Impedence Test Meter Cart no246004

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Insulation tester 5kV type MIT510/2	Megger Byte 2P Battery impedance tester
Insulation tester 5kV type BM11D	Static power supply portable 230A 220.010Hi983086.
HV AMP Probe 0-2000 AMP 400KV	Conductivity meter CLM280
High voltage Ampstick Halo 0-2000Amps	Phase Rotation meters 8031F-400v
Kocos portable Lab ED Testing	Discharge test Machine MOD BTS/100PLUS 100-220
UI7 Velleman Digital Oscilloscope	Megger Clamp-on meter DCM204R-400v
Es45 Discharge Stick	HV Test ACVT Unit
Phasing stick 66- 132KV	Fluke 789 Multimeter-400v
Aeroflexier IFR 2945B	Aeroflex Comms Monitor
Communication Monitor-30MHZS	Bird Wattmeter
Delta 2000 TAN Delta test	Avometer analog BI216F
SSG1100	ISA T3000
Irg2000 Velleman Digital Oscilloscope	TTR Mcgraw
High Voltage Detector-1 to 132kv	Three phase variac
Sa32 Fluke 179	Single phase variac
Tg4/10 Velleman Digital Oscilloscope	Fluke 199C scope meter
Earth leakage tester-400v	Fluke 375 clamp meter
Unit\ T Clamp tester	Vanguard ATRT03 – three phase TTR
Catu CC- 765 11- 33 KV	Link Stick Tester 66-132kV Telescopic
Major tedi MT T120	Link Stick Tester 225-420kV Solid
Hellermann Tyton 66- 132 KV (Line tester)	Link Stick Tester 275kV Telescopic
Major tech K2434 – clip on ammeter	Link Stick Tester 132kV Solid
Megger S1-1068 10kV – insulation resistance tester	Link Stick Tester 63-150kV Solid
Vanguard PCI -600 – primary current injector	Link Stick Tester 11/33KV Solid
GSM installers friend	Link Stick Tester 150-420kV Telescopic
HV Test ACVT Unit	Link Stick Tester 22kV Solid
Avo Meter	Link Stick Tester 5-36kV Solid
Breaker speed tester SA10 and CBT 400 and CBT 4 (22 – 765kv)	Link Stick Tester 69-500kV Solid
Ductor tester 2/ MOM 600 and 1 MOM200 (1kv – 765)	SE 1T U-V ERASER
FLUKE multi meter – up to 1000volt	Intelligent Universal Programmer – Dataman-48uxp
50kv Megger tester	Megger Power Multimeter
Voltage tester 4/275kV	Isa Drts-6 Secondary Injection Set
Voltage tester 4/132kV	Vanguard Instrument (Current Injector)
Voltage tester 4/66kV	Telefault Tws
Voltage tester 4/22kV	Ezct 2000a (Current Instrument Tester)
Fluke Multi meters	Nulec Tester
5 kV Insulation testers	Pgk Baur Megger
1 kV Insulation Testers	Aeroflex Comms Tester
Water conductivity testers	Wandel & Goltermann Selective
Discharge machine = (2) different brands	Watt meter-bird
Multifunction tester (about to order)	Flexible Probes Sp1000fl (Kocos)
Battery impedance tester (about to order)	Kocos Metes - 320 3-Phase Metering Install (Kocos)
Digital hydrometers (about to order)	Kocos Metes 320 3 Phase Metering Ve (Kocos)
Scope meter	Kocos Portable Lab Ed Testing (Kocos)
Clamp-On Amp Meter Fluke 33	Jdsu Mts 6000I
Clamp-On Megger Dcm300e	Fluke 789 Processmeter
Conductivity Meter	

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- 1.2 The Tender Data makes several references to the **Eskom Standard Conditions of Tender** and in those instances, the clause numbers are referenced hereunder. **Tender Data** as detailed herein shall take precedence over the **Standard Conditions of Tender** in the event of any ambiguity or inconsistency between the two documents.

Clause Number from Standard Conditions of Tender	Tender Data
1.1 Parties	<p>The <i>Employer</i> is Eskom Holdings SOC Ltd</p> <p>The Eskom <i>Representative</i> is: Name: Heida Rickett Tel: 015-299 0475 E-mail: RickettHM@eskom.co.za</p> <p>The Buyer is the single point of contact regarding queries associated with this tender</p>
1.3 Enquiry documents	<p>The Invitation to tender number is: LP0096HR</p> <p>See all applicable requirements and required documents and submissions on pages 22 to 25</p>
1.4 Type of Invitation to Tender	This invitation to tender is an open Invitation to tender
1.6 Eskom's rights to accept or reject any tender	The tender shall be for the whole of the contract.
2.1 Eligible tenders	<p>Submit a tender only if the tenderer (whether a single company or a structure similar to a Joint Venture) complies with the <i>eligibility criteria</i> stated in the Tender Data and the tenderer, or any of his principals, is not under any restriction to do business with Eskom/State Owned Companies.</p> <p>Tenderers are deemed ineligible to submit a tender if;</p> <ul style="list-style-type: none"> Tenderers have the nationality of a country on any international sanctions list. A tenderer shall be deemed to have the nationality of a country if the tenderer is a national or is constituted, incorporated, or registered and operates in conformity with the provisions of the laws of that country. This criterion shall also apply to the determination of the nationality of proposed subcontractors or suppliers for any part of the Contract including related services. Tenderers submit more than one [tender/proposal] either individually or as a partner in a joint venture (JV) or consortium

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	<ul style="list-style-type: none"> Tenders submitted by a JV or consortium where the JV/consortium agreement does not explicitly state that the parties of the JV or consortium shall be jointly and severally liable for the execution of the Contract in accordance with the Contract terms. A Tenderer must not have a conflict of interest. All Tenderers found to have a conflict of interest shall be disqualified. A Tenderer may be considered to have a conflict of interest with one or more parties in this [tendering/RFP] process, if : <ul style="list-style-type: none"> (a)they have a controlling partner/majority shareholder in common; or (b)they have a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender/proposal of another Tenderer, or influence the decisions of the Employer regarding this bidding process; Tenders signed by non- authorized persons Where the tenderers are not registered on National Treasury's Central Supplier Database (except Foreign Suppliers) A tender that fails to meet any pre-qualifying criteria stipulated in the tender documents is an unacceptable tender (section 4 (2) of PPPFA Regulations Any tenderer that is restricted by National Treasury A tenderer that sub-contracts 100% Scope of Work. <p>Ineligible tenderers will be disqualified</p>
2.2 -2.5 Tender Closing	<p>The deadline for Tender LP0096HR submission is:</p> <p>Date: 02 December 2022 Time: 10h00 AM</p> <p>Late Tenders will not be accepted</p> <p>Tenders are to be submitted to the Eskom tender box at the following physical address:</p> <p>THE TENDER OFFICE ESKOM HOLDING SOC LTD MILLENNIUM BUILDING 90 HANS VAN RENSBURG STREET POLOKWANE</p>

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2.9 Copy of original tender	<p>The tenderer must submit the tender as a complete original tender, plus one (1) hard copy of the original tender at tender submission deadline.</p> <p>Where a Tenderer does not submit 1 hard copy of the original tender at tender submission deadline, the tenderer will be disqualified</p>
2.13 Tender Validity Period	The tender validity period is 16 weeks
2.16 Clarification meetings	<p>A clarification meeting with representatives of the <i>Employer</i> will take place as follows:</p> <p>Date: 16 November 2022 Time: 11:00 Method: Please use the link below to join the meeting on Microsoft Teams</p> <p>Click here to join the meeting</p>
2.17 Clarification on enquiry documents	The tenderer will notify the <i>Employer</i> of any clarifications required before the closing time for clarification queries, which is 5 working days before the deadline for tender submission.
2.23 Alternative tenders	Alternative tenders are not allowed
2.25 Conditions of contract	The conditions of contract will be the NEC3 Term Services Short Contract Conditions
2.31 Provision of security for performance	Not applicable
3.4 Opening of tenders	<p>Tenders will be opened at the same date and time as the tender deadline;</p> <p>Tenders will be opened on:</p> <p>Place: Polokwane</p> <p>Date: 02 December 2022</p> <p>Time: 10h00 AM</p>
3.5 Prices to be read out	Prices will not be read out

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3.9 Basic Compliance	<u>Evaluation Step 1</u> Basic compliance for this invitation to tender are: <ul style="list-style-type: none"> • Meet the eligibility criteria for a tenderer (as per 2.1, page 12 and 13 of this document) • Submit one (1) hard copy of the original tender to Eskom • Submission of the mandatory commercial tender returnables as at stipulated deadlines (as per page 22 to 25) • Registration on the Central Supplier Database (CSD)
3.10 Mandatory tender returnables	A tenderer that does not submit mandatory documents and/or information required in mandatory documents by the required deadlines as stipulated in the Tender Returnable section of the respective Invitation to Tender, will be deemed non-responsive and will be disqualified
3.11 Pre-qualification criteria	Pre-qualification criteria are not applicable to this tender
3.12 Designated materials and thresholds	Designated material thresholds are not applicable
3.13 Functionality requirements	<u>Evaluation Step 2</u> <ul style="list-style-type: none"> • Stage 1 – Technical mandatory requirement • Stage 2 – Desktop evaluation • Stage 3 – Site evaluation (test facility) <p>For the complete technical criteria and evaluation stages, please refer to the following document, attached separately;</p> <p>Annexure Q - SI-MOU-424 _Technical - Calibration of Test Instruments used by field staff for MOU (EIA-1075)_rev.2</p> <p>Tenderers who do not meet the requirements set out in Annexure Q, will be disqualified and not be evaluated further</p>

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<p>3.15 Evaluation of price</p>	<p>Step 3</p> <p>Price Evaluation (80) Prescribed (PPPFA) formulae for the determination of scoring and ranking will be used for functionality and B-BBEE. The 80:20 preference points system will be applicable and is embedded in the reverse e-auction system.</p> <p>Prices will be scored out of 80 points</p> <table border="1" data-bbox="624 616 1489 788"> <tr> <th>Adjudication Criteria</th><th>Points</th></tr> <tr> <td> $P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$ </td><td>80</td></tr> </table> <p>Where: P_s = Points scored for price of tender under consideration P_t = Rand value of tender under consideration P_{min} = Rand value of the lowest acceptable tender</p> <p>Prices will be scored out of 80 points</p>	Adjudication Criteria	Points	$P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$	80																
Adjudication Criteria	Points																				
$P_s = 80 \left(1 - \frac{P_t - P_{min}}{P_{min}} \right)$	80																				
<p>3.17 Evaluation of B-BBEE</p>	<p>B-BBEE status will be scored out of 20 points in accordance with PPPFA.</p> <p>The 80:20 preference points system will be applicable and is embedded in the reverse e-auction system.</p> <table border="1" data-bbox="624 1328 1433 1874"> <tr> <th>B-BBEE Status Level of Contributor</th><th>Number of points (80/20 system)</th></tr> <tr><td>1</td><td>20</td></tr> <tr><td>2</td><td>18</td></tr> <tr><td>3</td><td>14</td></tr> <tr><td>4</td><td>12</td></tr> <tr><td>5</td><td>8</td></tr> <tr><td>6</td><td>6</td></tr> <tr><td>7</td><td>4</td></tr> <tr><td>8</td><td>2</td></tr> <tr><td>Non-compliant contributor</td><td>0</td></tr> </table>	B-BBEE Status Level of Contributor	Number of points (80/20 system)	1	20	2	18	3	14	4	12	5	8	6	6	7	4	8	2	Non-compliant contributor	0
B-BBEE Status Level of Contributor	Number of points (80/20 system)																				
1	20																				
2	18																				
3	14																				
4	12																				
5	8																				
6	6																				
7	4																				
8	2																				
Non-compliant contributor	0																				

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3.18 Ranking of tenders	Price and preference calculations are embedded in the reverse e-auction system.
3.19 Objective Criteria (if applicable)	Objective criteria are not applicable
3.20 Reverse e-auction	<p>Reverse e-auction is applicable</p> <p>Please note:-</p> <ul style="list-style-type: none"> • Reverse e-auction is an electronic price and preference point system (aligned to PPPFA) that aims to achieve the most competitive prices. • Eskom reserves the right to utilize reverse e-auction in certain enquiries. • Where reverse e-auction is utilized in a specific enquiry this will be indicated in the respective enquiry and the relevant reverse e-auction supporting documents will form part of the enquiry. • The tenderers will be required to submit a complete tender but <u>without prices</u>. • Where a supplier includes prices in their tender; these prices will not be considered and will be disregarded. • The tenderers will be bidding for the basket of service items, where the total value of the basket will be considered <p>Please note: Annexure O – Basket List of Items, to determine your basket price when bidding. <u>Do not submit with the tender</u></p>
Contractual Requirements	<p>Please Note:</p> <p>Contractual requirements are not evaluation criteria. They are required to be met and assessed after the evaluation and ranking of the tenders. Proof that the highest ranked tenderer is able to meet the contractual requirements, must be submitted prior to contract award.</p> <p>If a tenderer does not comply with the SHEQ after the first evaluation, the tenderer will be allowed <u>7 working days</u>, to resubmit the contractual requirements that were not met after the tender submission. This is aligned to the SHEQ requirements for the Procurement and Supply Chain Management process in Eskom. The process further states that for SHEQ as a contractual requirement, each supplier will only be evaluated twice before the final report is submitted to the Procurement Practitioner.</p>

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Supplier Requirements	Quality Requirements	Contractual Requirements	<p>The following contractual requirements are applicable to this transaction;</p> <p><u>Supplier Quality Contractual Requirements</u></p> <ul style="list-style-type: none">• Annexure K – List of Tender Returnable Documents for Calibration and repairs tender• Annexure L – Quality Control Plan or Inspection Test Plan (QCP or ITP)• Annexure M – Method Statement template• Annexure N Quality Form A										
SDL&I Requirements			<p>Supplier Development, Localization, and Industrialization Undertaking (SDL&I)</p> <p>Tenderers who complete and submit the undertaking as required, but who do not meet Eskom’s targets, will not be disqualified. SDL&I undertakings do not form part of scoring, but commitments will form part of contractual obligations.</p> <p><u>Skills Development</u></p> <table><tr><th>Skill Type</th><th>Eskom Target</th><th>Tenderer's Proposal</th></tr><tr><td>Calibration Technician</td><td>2</td><td></td></tr></table> <p><u>Job Opportunities</u></p> <p>Tenderer to indicate number of Jobs to be created and/or retained from this contract;</p> <table><tr><th>Number of Jobs to be created</th><th>Number of Jobs to be retained</th></tr><tr><td></td><td></td></tr></table> <p>SDL&I Penalty and Performance Security</p> <p>Eskom will apply a penalty of 2.5% of the Contract Value for failure to meet SDL&I obligations.</p>	Skill Type	Eskom Target	Tenderer's Proposal	Calibration Technician	2		Number of Jobs to be created	Number of Jobs to be retained		
Skill Type	Eskom Target	Tenderer's Proposal											
Calibration Technician	2												
Number of Jobs to be created	Number of Jobs to be retained												

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	<p><u>One of the following options will apply for SDL&I performance security:</u></p> <ul style="list-style-type: none">▪ For the duration of the contract, Eskom will retain 2.5% of every invoice (excluding VAT) as security for the fulfilment of all SDL&I Obligations. The retained amounts shall only be released to the Contractor upon fulfilment of all SDL&I obligations at the end of the contract.▪ Alternatively the Contractor shall submit a bond equivalent to 2.5% of the Contract Value and shall only be released to the Contractor upon fulfilment of all SDL&I Obligations. <p>Reporting and Monitoring</p> <ul style="list-style-type: none">• The suppliers shall on an annual basis, submit a report to Eskom in accordance with Data Collection Template on their compliance with the SDL&I obligations described above.• Eskom shall review the SDL&I reports submitted by the suppliers within 60 (sixty) days of receipt of the reports and notify the suppliers in writing if their SDL&I obligations have not been met.• Upon notification by Eskom that the suppliers have not met their SDL&I obligations, the suppliers shall be required to implement corrective measures to meet those SDL&I obligations before the commencement of the following report, failing which Retention clauses shall be invoked. <p>Every contract shall be accompanied by the SDL&I Implementation Schedule which must be completed by the suppliers and returned to SDL&I representative for acceptance 30 days after contract award.</p>
CIDB Requirements (where applicable for Engineering and Construction Works Contracts)	CIDB Requirements are not applicable

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Please note:

Tenderers are requested to bear in mind Eskom's standard payment terms as stipulated hereunder when submitting tenders and concluding contracts with Eskom:

For contracts valued below R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying Suppliers within 30 days of receipt of undisputed invoices.

For contracts valued above R50 000 000 (Fifty Million Rand) including VAT, Eskom is committed to paying suppliers within 60 days of receipt of undisputed invoices.

Eskom reserves the right to negotiate with preferred bidders after a competitive bidding process or price quotations; should the tendered prices not be deemed market-related.

Main contractors/ suppliers are discouraged from subcontracting with their subsidiary companies as this may be interpreted as subcontracting with themselves and / or using their subsidiaries for fronting. Where a main contractor subcontracts with a subsidiary this must be declared in tender documents.


A report containing a list of potential sub-contractors may be drawn by accessing the following link: www.csd.gov.za

“proof of B-BBEE status level of contributor” means-

- (a) the B-BBEE status level certificate issued by an authorised body or person; or
- (b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or
- (c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act;

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1.3 **TENDER RETURNABLES**

The tenderer must submit the returnables set out hereunder as part of its tender. Returnables that are mandatory for evaluation will result in disqualification if not submitted at tender closing.

Reference	Returnables from supplier	Mandatory for evaluation purposes and due at tender closing	Mandatory for contract award and due prior to contract award
Basic Compliance – Copy of original tender document	One (1) hard copy of the original tender One original and one exact copy of the original tender to be submitted to Eskom	✓	
Basic Compliance – CSD Registration (local to SA tenderers)	Tenderer must be registered on the National Treasury CSD (Central Supplier Database) Submit the supplier registration summary displaying the supplier's name and MAAA number as proof or provide the MAAA number	✓	
Annexure A (page 25 to 26)	Acknowledgement Form (invitation to tender) Before closing date – email to Rickethm@eskom.co.za		✓
Annexure B (page 27 to 30)	Tenderers Particulars (completed and signed)	✓	
Annexure C (page 31 to 36)	Integrity Pact Declaration form (completed and signed)	✓	
Annexure D (page 37 to 39)	SBD 1- to be submitted with the tender at tender submission deadline (Applicable to all suppliers including foreign suppliers)	✓	
Annexure E (page 40 to 45)	SBD 6.1- Preference Points Claim Form in terms of PPPFA 2017 regulations	✓	
Annexure F (page 46 to 48)	SBD 4 Bidder's Disclosure Document – completed and signed	✓	
Annexure G (page 49 to 52)	CPA requirements for local services		✓

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NEC3 Term Services Short Contract (attached separately)	NEC3 Term Services Short Contract – fully completed <u>without prices</u>	✓	
Annexure H Non-Disclosure Agreement (attached separately)	Non-Disclosure Agreement NDA document to be completed, signed, and submitted with the tender documents by tender submission deadline. Tenderers must complete the non-disclosure forms attached, to indicate that none of its personnel have any involvement or interest in Eskom and likewise no Eskom personnel have any involvement or interest in the respondent's business with regard to this tender	✓	
Company registration (CIPRO) and Shareholding	Shareholding organogram and detailed breakdown (for each individual company/JV member) clearly identifying percentages owned by individual shareholders (full names & ID Numbers) and other entities (provide full legal/trading name and respective identifying registration/trust numbers)	✓	
B-BBEE Certificate or Sworn Affidavit	Failure on the part of the supplier to submit “proof of B-BBEE status level of contributor” for purposes of evaluation and scoring by the tender closing will not result in disqualification (if tenderer is otherwise deemed to be responsive/acceptable in all other aspects and it is not a pre-qualification criterion). The tenderer will, however, be scored zero on B-BBEE for purposes of PPPFA scoring and ranking.		✓
Tax Clearance Certificates	A certified copy of a tax clearance certificate is still required by Foreign suppliers (with a footprint in South Africa- but who are not on CSD and have not provided a SARS pin number) and Local suppliers (who have not provided their SARS e-filing PIN number for verification by Eskom and/or their CSD profile / CSD number) . Foreign suppliers with no footprint in South Africa, must still complete the SBD1		✓

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	document, however no proof of tax compliance is required.		
COID Certificate	COIDA - Original certificate of good standing or proof of application issued by the Compensation Fund (COID) or a licensed compensation insurer (South African tenderers only)		✓
Annexure I	Tax Evaluation Questionnaire (applicable to service-related contracts) Evaluation questionnaire to determine whether a company, close corporation (CC) or Trust is a personal service provider for purposes of PAYE		✓
Annexure O	Reverse e-auction acknowledgement letter	✓	
Additional Documents required in event of Joint Venture	Letter of intent to form a JV/consortium or Valid joint venture agreement confirming the rights and obligations of each of the joint venture partners and their profit-sharing ratios.	✓	
	Separate written confirmation that the joint venture will operate as a single business entity (incorporated) for the duration of the contract, or this may be included as an obligation within the JV agreement.	✓	
	“proof of B-BBEE status level of contributor” means: (a) the B-BBEE status level certificate issued by an authorised body or person; or (b) a sworn affidavit as prescribed by the B-BBEE Codes of Good Practice; or (c) any other requirement prescribed in terms of the Broad-Based Black Economic Empowerment Act; (as may be applicable for the particular tendering entity)	✓	
	Details and confirmation of a single designated bank account in the name of the JV and independent of the individual JV partners, as set out in the joint venture agreement.		✓

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DOCUMENTS APPLICABLE / REQUIRED UNDER CONTRACTUAL REQUIREMENTS

Although the Contractual requirements are not mandatory with tender closing date, it is advisable to submit ALL requirements and documents with the tender by the tender closing date and time


Supplier Quality 240-105658000 Supplier Quality Management Specification - is attached separately for reference	Refer to the following Annexures for all Supplier Quality tender returnables and requirements that must be adhered to and submitted		
	<ul style="list-style-type: none"> Annexure J – Supplier Quality Management Specification (for reference when compiling the Quality requirement returnables) 		
	<ul style="list-style-type: none"> Annexure K – List of Tender Returnable Documents for Calibration and repairs tender - Please ensure to compile and submit all requirements under Section A, B, E 		✓
	<ul style="list-style-type: none"> Annexure L – Quality Control Plan or Inspection Test Plan (QCP or ITP) 		✓
	<ul style="list-style-type: none"> Annexure M – Method Statement template 		✓
	<ul style="list-style-type: none"> Annexure N Quality Form A (completed and signed) 		✓
Supplier Development & Localisation (SD&L) Undertaking (page 18)	Supplier Development & Localisation (SD&L) Undertaking Complete on page 18 of this document		✓

DOCUMENTS APPLICABLE / REQUIRED UNDER FUNCTIONALITY / TECHNICAL CRITERIA

Annexure Q – Attached separately	<ul style="list-style-type: none"> SI-MOU-424 Technical - Calibration of Test Instruments used by field staff for MOU (EIA-1075)_rev.2 <p>Please ensure to attach the required documents and information referred to in Annexure Q</p>	✓	
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ANNEXURE A

ACKNOWLEDGEMENT FORM

We are in receipt of the Invitation to Tender/Proposal from Eskom Holdings SOC Ltd and the following addenda issued by Eskom:

1.	
2.	
3.	

We confirm that the documentation received by us is: **(Indicate by ticking the box)**

Correct as stated in the Invitation to Tender / RFP Content List, and that each document is complete. ☐

Or: Incorrect or incomplete for the following reasons: ☐

Cataloguing Acknowledgement:

[Please select the relevant statement by ticking the appropriate box below]:

1. We agree to provide the cataloguing information as described in the *tender submission*. ☐
2. We have already supplied Eskom with the cataloguing information pertaining to this enquiry in a previous contract/order [***insert previous invitation to tender/RFQ number***] ☐ _____
3. We do not intend to provide the cataloguing information for the required scope / specifications. for the reasons stated hereunder: ☐


4. I confirm that I am a Distributor/Importer/Agent and my Principal, being the Original Equipment Manufacturer (OEM) is or is not in the position to supply cataloguing information for items. See attached letter from OEM confirming his position. ☐

Invitation to Tender/Request for Proposal No: _____

Name of company/JV: _____

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Country of registration: _____


Name of contact person: _____

Contact details of contact person:

Tel (landline):	
Cell phone:	
e-mail address:	

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ANNEXURE B

TENDERER'S PARTICULARS

The *tenderer* must furnish the following particulars where applicable:

Indicate the type of tendering structure by marking with an 'X' (where applicable provide registration number):	
Individual tenderer	
Unincorporated Joint venture (registration number for each member of the JV)	
Incorporated JV	
Other	

Please complete the following:


Name of lead partner/member in case of JV	
CIPC Registration Number or CIPC disclosure certificate (for each individual company / JV member)	
VAT registration number (for each individual company / JV member)	
CIDB registration number (for each individual company/JV member if applicable), respective contractor grading designation for each individual company/JV member , and combined cidb contractor grading designation (for JVs)	
Contact person	
Telephone number	
E-mail address	
Postal address (also of each member in the case of a JV)	
Physical address (also of each member of the JV)	

If subcontractors are to be used, indicate the following for the main sub-contractor(s). Add to the list of applicable.

Name of contractor	
CIPC Registration number or CIPC disclosure certificate	
VAT registration number	
CIDB Registration number (if applicable) and CIDB grade specified for the sub-contractor as may be stipulated in the Tender Data	
Proposed Scope of work to be done by sub-contractor	

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Contact person	
Telephone number	
Fax number	
E-mail address	
Postal address	
Physical address	

1. If you are currently registered as a vendor with Eskom, please provide your Vendor registration number with Eskom. _____
2. If you are currently registered as a vendor on the Treasury Central Supplier Database(CSD) please provide your supplier registration number with Treasury _____
3. Please note that it is mandatory for you to register on National Treasury's CSD, if you intend doing work with any State department or State owned entity/company.
4. You may register online at National Treasury website on www.treasury.gov.za
5. If you are registered on SARS Efiling system, please provide your pin number in order to verify your tax compliant status _____
6. If you are required to be tax compliant as per SBD 1, but are not registered on CSD (foreign suppliers) or have not provided your SARS Efiling pin, please confirm that you have attached/will send a copy of a current valid tax compliant certificate as a tender returnable (by contract award stage).

YES		NO	
-----	--	----	--

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8. If sub-contracting is prescribed in the specific enquiry, you need to compete 8.1- 8.7

8.1 Confirm if you intend sub-contracting

YES		NO	
-----	--	----	--

8.2 What percentage will you be sub-contracting? _____%

8.3 To whom do you intend sub-contracting? _____

8.4 Is the said sub-contractor registered on CSD?

YES		NO	
-----	--	----	--

8.5 If yes to 8.4, please provide CSD number. _____

8.4 Please confirm B-BBEE level of said sub-contractor _____

8.5 Which designated group does the sub-contractor belong to:-

- Black people
- Black people who are youth
- Black people who are women
- Black people with disabilities
- Black people living in rural or underdeveloped areas or townships
- Cooperatives which are 51% owned by Black people
- Black people who are military veterans

If Eskom decides to apply the sub-contracting provision as specified in Regulation 4(c) all tenders above the prescribed maximum threshold for quotations must be advertised through an open competitive bidding process subject to potential tenderers meeting the 30% minimum subcontracting requirement to EMEs or QSEs that are 51% owned by the following enterprises:

8.6 Please confirm that you have attached your signed intent to sub-contract document.


YES		NO	
-----	--	----	--

8.7 Have you attached proof of sub-contractor's belonging to designated group

YES		NO	
-----	--	----	--

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A. Single tenderers

I, the undersigned, _____ (Full names) hereby confirm that I am duly authorised to sign all documents in connection with this tender and any contract resulting from it, on behalf of _____ (*insert the full legal name of the tenderer*).

Signature: _____

Designation: _____

Date: _____

B. Joint Ventures

We, the undersigned, are submitting this tender in Joint Venture and hereby authorise Mr/Ms

_____ (full names), an authorised signatory of


_____, (*insert the full legal name of the business entity serving as the lead partner*) acting in the capacity of lead partner, to sign all documents in connection with the tender and any contract resulting from it on our behalf.

We attach to this Schedule a copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners.

Legal Name of Joint Venture Member	Full Name and Capacity of Authorised Signatory	Signature

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ANNEXURE C

INTEGRITY DECLARATION FORM

Note: This form must be fully completed, signed by supplier/tenderer and submitted as a mandatory returnable to the Invitation to Tender/RFP at tender closing. Failure to fully complete the form and/or submit relevant supporting documents and/or sign will result in the tender not being evaluated further.

1. DECLARATION OF INTEREST


I/We understand that any natural/legal person, including employees of the State and/or those related to an Eskom employee/director (as per the definition of “related” set out hereunder), may tender to Eskom. However, in view of possible allegations of favouritism (the practice of showing favour to, or giving preference to some person/group, to the detriment of, or at the expense of another that is entitled to equal treatment or an equal opportunity), should the resulting tender, or part thereof, be awarded to such natural/legal person, as described herein, it is required that the *tenderer/s* declare such interest/relationship where:-

- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors in the state or a state owned entity.
- the *tenderer/s* employees/directors are also employees/contractors/consultants/ directors of Eskom
- the *tenderer/s* employees/directors are also employees/contractors/consultants or directors in another entity together with Eskom employees/consultants/contractors/ directors
- the *legal person/s (including its employees/contractors/directors/members/ shareholders)* on whose behalf the tender documents are signed, is in some other way “related” to an Eskom employee/contractor/consultant/director involved in the tender evaluation/tender adjudication/tender negotiation. “Related” meaning that:-
 - an individual is related to another individual if they are married, or live together in a relationship similar to marriage;
 - or are separated by no more than two degrees of natural or adopted consanguinity or affinity;
 - an individual is related to a juristic person if the individual directly or indirectly controls the juristic person, as determined in accordance with the definition of “control” (as per Companies Act section 2(1)) ; and
- **a juristic person is “related” to another juristic person if:-**
 - (1) either of them directly/indirectly controls the other, or the business of the other, as determined in accordance with the definition of “control” (as per Companies Act section 2(1)) ;
 - (2) either is a subsidiary of the other; or
 - (3) a person directly/indirectly controls each of them, or the business of each of them, as determined in accordance with the definition of “control”
- the *tenderer/s* and one or more of the *tenderers* in this tendering/RFP process have a controlling partner in common, or a relationship with each other, directly or through common third parties, that puts them in a position to have access to information about or influence on the tender/proposal of another tenderer, or influence the decisions of Eskom regarding this bidding process;

To give effect to the provisions above, please complete the table hereunder with all required information.

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Full Name & Capacity/ Position within tenderer (e.g. employee/Director/member/ owner/shareholder)	Identity Number	Confirm and provide details (including employee number) if you are a State/State owned entity employee/contractor/ director.	Full Names & Capacity/Position of Eskom employee/ director/ consultant and details of the relationship or interest (marital/ familial/personal/ financial etc.)	To your knowledge is this person involved in the evaluation/ adjudication/ negotiation of tenders

1. If any employee/director/member/shareholder/owner of tenderer/s is also currently employed by Eskom, state whether this has been declared and whether there is authorisation(Y/N) to undertake remunerative work outside public sector employment and attach proof to this declaration.

2. Do the tenderer/s and other tenderer in this tendering/RFP process share a controlling partner or have any relationship with each other, directly or through common third parties? (Y/N) If Yes, attach proof to this declaration.

2. DECLARATION OF FAIR TENDERING PRACTICES

This serves as a declaration that when goods/services are being procured, all reasonable steps have been taken to address and/or prevent the exploitation of the procurement process and the use of any unfair tendering practices.

A **[tender/proposal]** will be disqualified if the *tenderer/s*, or any of its directors have:

- abused the institution's procurement process (e.g. bid rigging/collusion)
- committed fraud or any other improper conduct in relation to such system.

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Please complete the declaration with an 'X' under YES or NO

Item	Question	Yes	No
1.1	<p>Is the <i>tenderer/s (or any of its directors/members/shareholders)</i> listed on National Treasury's Database of Restricted Suppliers as companies/persons prohibited from doing business with the public sector</p> <p>[Note: Companies/persons who are listed on the Database were informed in writing of this restriction by the Authority/Accounting Officer of the institution that imposed the restriction after the audi alteram partem rule was applied].</p> <p>The Database of Restricted Suppliers can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
1.2	<p>Is the <i>tenderer/s (or any of its directors / members / shareholders)</i>? listed on the Register for Tender Defaulters in terms of section 29 of the Prevention and Combatting of Corrupt Activities Act (No 12 of 2004)</p> <p>The Register for Tender Defaulters can be accessed on the National Treasury's website (www.treasury.gov.za).</p>		
1.3	Was the <i>tenderer/s (or any of its directors/members/shareholders)</i> convicted by a court of law (including a court outside South Africa) for fraud and/or corruption with respect to the procurement/tendering processes/procedures during the past five years?		
1.3.1	Provide details.		
1.4	Was the <i>tenderer/s(or any of its directors/members/shareholders)</i> prohibited from doing business with any International Financial Development/funding Agency or Lending Institution		
1.5	<i>Is there any history/record of the tenderer/s (or any of its directors/members/shareholders) failing to meet their contractual obligation with any SOC?</i>		

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3. DECLARATION OF SHAREHOLDING INFORMATION

I, the undersigned _____ [Position] _____ hereby declare that I am the duly authorised representative of _____ [Name of Tenderer].

I further declare that the following individuals and/or entities listed hereunder are Shareholders in _____ [Name of Tenderer]:

Note that this information in the tables hereunder must be fully completed for each tenderer (including incorporated JVs). In event that the tenderer is an unincorporated JV, this must be completed for each JV member. Please add additional rows if required.

Individuals:


Full Name	Identity Number	Shareholding Percentage

Other Entities*:

Full Legal / Trading Name	Registration Number/Trust Number	Shareholding Percentage	Full name and surname of the directors/beneficiaries/shareholders of the shareholding entity	Identification Numbers of the shareholders/directors/beneficiaries of the shareholding entity

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I, the undersigned, _____ (full names) hereby confirm that I am duly authorised to sign all documents in connection with this tender and any contract

resulting from it on behalf of _____ (insert the full legal name of tenderer).

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is correct, that it is understood that the tenderer's tender/proposal may be rejected, and that Eskom will act against the tenderer should any aspect of this this declaration prove to be false, and


I give my consent for this information to be used for the purpose as described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and

I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Signature:	
Designation and capacity in which signing	
Date:	

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Joint Ventures

I, the undersigned, _____ (full names) hereby confirm that acting in the capacity of lead partner, I am duly authorised to sign all documents in connection with the tender and any contract resulting from it on behalf of _____ (insert the full legal name of the JV); and

I declare that I have read and understood the provisions of the Supplier Integrity Pact, that all information furnished herein is correct, that it is understood that the JV's tender/proposal may be rejected, and that Eskom will act against the JV should any aspect of this declaration prove to be false; and

I give my consent for this information to be used for the purpose as described in this Integrity Declaration Form and/or in relation to the Supplier Integrity Pact, and


I further consent that information provided in terms of this Integrity Declaration Form may be processed for verification of conflicts of interest and other ancillary purposes by Eskom. Such processing may include the sharing of the information with third parties.

Signature:	
Designation and capacity in which signing	
Date:	

(A copy of the joint venture agreement which incorporates a statement that all partners are liable jointly and severally for the execution of the contract and that the lead partner is authorised to incur liabilities, receive instructions and payments and be responsible for the entire execution of the contract for and on behalf of any and all the partners is attached to the invitation to tender/Request for proposal).

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ANNEXURE D

SBD 1

PART A INVITATION TO BID

YOU ARE HEREBY INVITED TO BID FOR REQUIREMENTS OF THE (NAME OF DEPARTMENT/ PUBLIC ENTITY)					
BID NUMBER:	LP0096HR	CLOSING DATE:	02 DECEMBER 2022	CLOSING TIME:	10:00
DESCRIPTION	Calibration and minor repairs of various testing equipment within the Eskom Limlanga Cluster, on an as and when required basis, for a period of Five (5) Years				
THE SUCCESSFUL BIDDER WILL BE REQUIRED TO FILL IN AND SIGN A WRITTEN CONTRACT FORM (SBD7).					

BID RESPONSE DOCUMENTS MAY BE DEPOSITED IN THE BID BOX
SITUATED AT (STREET ADDRESS)

Eskom Holding SOC Ltd
The Tender Office
 Millennium Building
 90 Hans van Rensburg Street
 Polokwane
 Limpopo Province


SUPPLIER INFORMATION

NAME OF BIDDER					
POSTAL ADDRESS					
STREET ADDRESS					
TELEPHONE NUMBER	CODE		NUMBER		
CELLPHONE NUMBER					
FACSIMILE NUMBER	CODE		NUMBER		
E-MAIL ADDRESS					
VAT REGISTRATION NUMBER					
	TCS PIN:		OR	CSD No:	
B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE [TICK APPLICABLE BOX]	<input type="checkbox"/> Yes <input type="checkbox"/> No		B-BBEE STATUS LEVEL SWORN AFFIDAVIT <input type="checkbox"/> Yes <input type="checkbox"/> No		
IF YES, WHO WAS THE CERTIFICATE ISSUED BY?					
AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA) AND NAME THE APPLICABLE IN THE TICK BOX	<input type="checkbox"/>	AN ACCOUNTING OFFICER AS CONTEMPLATED IN THE CLOSE CORPORATION ACT (CCA)			
	<input type="checkbox"/>	A VERIFICATION AGENCY ACCREDITED BY THE SOUTH AFRICAN ACCREDITATION SYSTEM (SANAS)			
	<input type="checkbox"/>	A REGISTERED AUDITOR			
	NAME:				

[A B-BBEE STATUS LEVEL VERIFICATION CERTIFICATE/SWORN AFFIDAVIT(FOR EMEs& QSEs) MUST BE SUBMITTED IN ORDER TO QUALIFY FOR PREFERENCE POINTS FOR B-BBEE]

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ARE YOU THE ACCREDITED REPRESENTATIVE IN SOUTH AFRICA FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ENCLOSE PROOF]	ARE YOU A FOREIGN BASED SUPPLIER FOR THE GOODS /SERVICES /WORKS OFFERED?	<input type="checkbox"/> Yes <input type="checkbox"/> No [IF YES ANSWER PART B:3 BELOW]
SIGNATURE OF BIDDER	DATE	
CAPACITY UNDER WHICH THIS BID IS SIGNED (Attach proof of authority to sign this bid; e.g. resolution of directors, etc.)			
TOTAL NUMBER OF ITEMS OFFERED		TOTAL BID PRICE (ALL INCLUSIVE)	
BIDDING PROCEDURE ENQUIRIES MAY BE DIRECTED TO:		TECHNICAL INFORMATION MAY BE DIRECTED TO:	
DEPARTMENT/ PUBLIC ENTITY	ESKOM	CONTACT PERSON	HEIDA RICKETT
CONTACT PERSON	HEIDA RICKETT	TELEPHONE NUMBER	015-299 0475
TELEPHONE NUMBER	015-299 0475	FACSIMILE NUMBER	
FACSIMILE NUMBER		E-MAIL ADDRESS	Rickethm@eskom.co.za
E-MAIL ADDRESS	Rickethm@eskom.co.za		

PART B TERMS AND CONDITIONS FOR BIDDING

1. BID SUBMISSION:
1.1. BIDS MUST BE DELIVERED BY THE STIPULATED TIME TO THE CORRECT ADDRESS. LATE BIDS WILL NOT BE ACCEPTED FOR CONSIDERATION.
1.2. ALL BIDS MUST BE SUBMITTED ON THE OFFICIAL FORMS PROVIDED-(NOT TO BE RE-TYPED) OR ONLINE
1.3. BIDDERS MUST REGISTER ON THE CENTRAL SUPPLIER DATABASE (CSD) TO UPLOAD MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS; AND BANKING INFORMATION FOR VERIFICATION PURPOSES). B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.4. WHERE A BIDDER IS NOT REGISTERED ON THE CSD, MANDATORY INFORMATION NAMELY: (BUSINESS REGISTRATION/ DIRECTORSHIP/ MEMBERSHIP/IDENTITY NUMBERS; TAX COMPLIANCE STATUS MAY NOT BE SUBMITTED WITH THE BID DOCUMENTATION. B-BBEE CERTIFICATE OR SWORN AFFIDAVIT FOR B-BBEE MUST BE SUBMITTED TO BIDDING INSTITUTION.
1.5. THIS BID IS SUBJECT TO THE PREFERENTIAL PROCUREMENT POLICY FRAMEWORK ACT 2000 AND THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017, THE GENERAL CONDITIONS OF CONTRACT (GCC) AND, IF APPLICABLE, ANY OTHER LEGISLATION OR SPECIAL CONDITIONS OF CONTRACT.
2. TAX COMPLIANCE REQUIREMENTS
2.1 BIDDERS MUST ENSURE COMPLIANCE WITH THEIR TAX OBLIGATIONS.
2.2 BIDDERS ARE REQUIRED TO SUBMIT THEIR UNIQUE PERSONAL IDENTIFICATION NUMBER (PIN) ISSUED BY SARS TO ENABLE THE ORGAN OF STATE TO VIEW THE TAXPAYER'S PROFILE AND TAX STATUS.
2.3 APPLICATION FOR TAX COMPLIANCE STATUS (TCS) OR PIN MAY ALSO BE MADE VIA E-FILING. IN ORDER TO USE THIS PROVISION, TAXPAYERS WILL NEED TO REGISTER WITH SARS AS E-FILERS THROUGH THE WEBSITE WWW.SARS.GOV.ZA.
2.4 BIDDERS MAY ALSO SUBMIT A PRINTED TCS TOGETHER WITH THE BID.

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2.5 IN BIDS WHERE CONSORTIA / JOINT VENTURES / SUB-CONTRACTORS ARE INVOLVED, EACH PARTY MUST SUBMIT A SEPARATE PROOF OF TCS / PIN / CSD NUMBER.

2.6 WHERE NO TCS IS AVAILABLE BUT THE BIDDER IS REGISTERED ON THE CENTRAL SUPPLIER DATABASE (CSD), A CSD NUMBER MUST BE PROVIDED.

3. QUESTIONNAIRE TO BIDDING FOREIGN SUPPLIERS

3.1. IS THE BIDDER A RESIDENT OF THE REPUBLIC OF SOUTH AFRICA (RSA)? ☐ YES ☐ NO

3.2. DOES THE BIDDER HAVE A BRANCH IN THE RSA? ☐ YES ☐ NO

3.3. DOES THE BIDDER HAVE A PERMANENT ESTABLISHMENT IN THE RSA? ☐ YES ☐ NO


3.4. DOES THE BIDDER HAVE ANY SOURCE OF INCOME IN THE RSA? ☐ YES ☐ NO

IF THE ANSWER IS "NO" TO ALL OF THE ABOVE, THEN, IT IS NOT A REQUIREMENT TO OBTAIN A TAX COMPLIANCE STATUS / TAX COMPLIANCE SYSTEM PIN CODE FROM THE SOUTH AFRICAN REVENUE SERVICE (SARS) AND IF NOT REGISTER AS PER 2.3 ABOVE.

NB: FAILURE TO PROVIDE ANY OF THE ABOVE PARTICULARS MAY RENDER THE BID INVALID.

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ANNEXURE E

SBD 6.1

PREFERENCE POINTS CLAIM FORM IN TERMS OF THE PREFERENTIAL PROCUREMENT REGULATIONS 2017

This preference form must form part of all bids invited. It contains general information and serves as a claim form for preference points for Broad-Based Black Economic Empowerment (B-BBEE) Status Level of Contribution

NB: BEFORE COMPLETING THIS FORM, BIDDERS MUST STUDY THE GENERAL CONDITIONS, DEFINITIONS AND DIRECTIVES APPLICABLE IN RESPECT OF B-BBEE, AS PRESCRIBED IN THE PREFERENTIAL PROCUREMENT REGULATIONS, 2017.

1. GENERAL CONDITIONS

1.1 The following preference point systems are applicable to all bids:

- the 80/20 system for requirements with a **Rand value of up to R50 000 000** (all applicable taxes included); and
- the 90/10 system for requirements with a **Rand value above R50 000 000** (all applicable taxes included).

1.2

- a) The value of this bid is estimated to **not exceed** R50 000 000 (all applicable taxes included) and therefore the **80/20 preference point system** shall be applicable.

1.3 Points for this bid shall be awarded for:

- (a) Price; and
- (b) B-BBEE Status Level of Contributor.

1.4 The maximum points for this bid are allocated as follows:


	POINTS
PRICE	80
B-BBEE STATUS LEVEL OF CONTRIBUTOR	20
Total points for Price and B-BBEE must not exceed	100

1.5 Failure on the part of a bidder to submit proof of B-BBEE Status level of contributor together with the bid, will be interpreted to mean that preference points for B-BBEE status level of contribution are not claimed.

1.6 The purchaser reserves the right to require of a bidder, either before a bid is adjudicated or at any time subsequently, to substantiate any claim in regard to preferences, in any manner required by the purchaser.

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2. DEFINITIONS

- (a) **“B-BBEE”** means broad-based black economic empowerment as defined in section 1 of the Broad-Based Black Economic Empowerment Act;
- (b) **“B-BBEE status level of contributor”** means the B-BBEE status of an entity in terms of a code of good practice on black economic empowerment, issued in terms of section 9(1) of the Broad-Based Black Economic Empowerment Act;
- (c) **“bid”** means a written offer in a prescribed or stipulated form in response to an invitation by an organ of state for the provision of goods or services, through price quotations, advertised competitive bidding processes or proposals;
- (d) **“Broad-Based Black Economic Empowerment Act”** means the Broad-Based Black Economic Empowerment Act, 2003 (Act No. 53 of 2003);
- (e) **“EME”** means an Exempted Micro Enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (f) **“functionality”** means the ability of a tenderer to provide goods or services in accordance with specifications as set out in the tender documents.
- (g) **“prices”** includes all applicable taxes less all unconditional discounts;
- (h) **“proof of B-BBEE status level of contributor”** means:
 - 1) B-BBEE Status level certificate issued by an authorized body or person;
 - 2) A sworn affidavit as prescribed by the B-BBEE Codes of Good Practice;
 - 3) Any other requirement prescribed in terms of the B-BBEE Act;
- (i) **“QSE”** means a qualifying small business enterprise in terms of a code of good practice on black economic empowerment issued in terms of section 9 (1) of the Broad-Based Black Economic Empowerment Act;
- (j) **“rand value”** means the total estimated value of a contract in Rand, calculated at the time of bid invitation, and includes all applicable taxes;

3. POINTS AWARDED FOR PRICE

3.1 THE 80/20 PREFERENCE POINT SYSTEMS

A maximum of 80 points is allocated for price on the following basis:


$$P_s = 80 \left(1 - \frac{P_t - P_{\min}}{P_{\min}} \right)$$

Where

- P_s = Points scored for price of bid under consideration
- P_t = Price of bid under consideration
- P_{\min} = Price of lowest acceptable bid

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4. POINTS AWARDED FOR B-BBEE STATUS LEVEL OF CONTRIBUTOR

- 4.1 In terms of Regulation 6 (2) and 7 (2) of the Preferential Procurement Regulations, preference points must be awarded to a bidder for attaining the B-BBEE status level of contribution in accordance with the table below:

B-BBEE Status Level of Contributor	Number of points (80/20 system)
1	20
2	18
3	14
4	12
5	8
6	6
7	4
8	2
Non-compliant contributor	0

5. BID DECLARATION

- 5.1 Bidders who claim points in respect of B-BBEE Status Level of Contribution must complete the following:-

6. B-BBEE STATUS LEVEL OF CONTRIBUTOR CLAIMED IN TERMS OF PARAGRAPHS 1.4 AND 4.1

- 6.1 B-BBEE Status Level of Contributor: = (maximum of 20 points)
(Points claimed in respect of paragraph 7.1 must be in accordance with the table reflected in paragraph 4.1 and must be substantiated by relevant proof of B-BBEE status level of contributor)

7. SUB-CONTRACTING (not allowed for this contract)

Will any portion of the contract be sub-contracted? (*Tick applicable box*)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------


- 7.1.1 If yes, indicate:

- i) What percentage of the contract will be sub-contracted%
ii) The name of the sub-contractor.....
iii) The B-BBEE status level of the sub-contractor.....
iv) Whether the sub-contractor is an EME or QSE (*Tick applicable box*)

YES	<input type="checkbox"/>	NO	<input type="checkbox"/>
-----	--------------------------	----	--------------------------

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v) Specify, by ticking the appropriate box, if subcontracting with an enterprise in terms of Preferential Procurement Regulations, 2017:

Designated Group: An EME or QSE which is at least 51% owned by:	EME	QSE
	√	√
Black people		
Black people who are youth		
Black people who are women		
Black people with disabilities		
Black people living in rural or underdeveloped areas or townships		
Cooperative owned by black people		
Black people who are military veterans		
OR		
Any EME		
Any QSE		

8. DECLARATION WITH REGARD TO COMPANY/FIRM

8.1 Name of company/firm:.....

8.2 VAT registration number:....

8.3 Company registration number:.....

8.4 TYPE OF COMPANY/ FIRM

- ☐ Partnership/Joint Venture / Consortium
- ☐ One person business/sole propriety
- ☐ Close corporation
- ☐ Company
- ☐ (Pty) Limited

[TICK APPLICABLE BOX]

8.5 DESCRIBE PRINCIPAL BUSINESS ACTIVITIES


.....

.....

.....

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8.6 COMPANY CLASSIFICATION

- ☐ Manufacturer
- ☐ Supplier
- ☐ Professional service provider
- ☐ Other service providers, e.g. transporter, etc.

[TICK APPLICABLE BOX]

8.7 Total number of years the company/firm has been in business

8.8 I/we, the undersigned, who is / are duly authorised to do so on behalf of the company/firm, certify that the points claimed, based on the B-BBE status level of contributor indicated in paragraphs 1.4 and 6.1 of the foregoing certificate, qualifies the company/ firm for the preference(s) shown and I / we acknowledge that:

- i) The information furnished is true and correct;
- ii) The preference points claimed are in accordance with the General Conditions as indicated in paragraph 1 of this form;
- iii) In the event of a contract being awarded as a result of points claimed as shown in paragraphs 1.4 and 6.1, the contractor may be required to furnish documentary proof to the satisfaction of the purchaser that the claims are correct;
- iv) If the B-BBEE status level of contributor has been claimed or obtained on a fraudulent basis or any of the conditions of contract have not been fulfilled, the purchaser may, in addition to any other remedy it may have –
 - (a) disqualify the person from the bidding process;
 - (b) recover costs, losses or damages it has incurred or suffered as a result of that person's conduct;
 - (c) cancel the contract and claim any damages which it has suffered as a result of having to make less favourable arrangements due to such cancellation;
 - (d) recommend that the bidder or contractor, its shareholders and directors, or only the shareholders and directors who acted on a fraudulent basis, be restricted by the National Treasury from obtaining business from any organ of state for a period not exceeding 10 years, after the *audi alteram partem* (hear the other side) rule has been applied; and
 - (e) forward the matter for criminal prosecution.

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<div>WITNESSES</div> <div>1.</div> <div>2.</div>	<div>.....</div> <div>SIGNATURE(S) OF BIDDERS(S)</div> <div>DATE:</div> <div>ADDRESS</div> <div>.....</div>
--	---

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ANNEXURE F

SBD 4

BIDDER'S DISCLOSURE

1. PURPOSE OF THE FORM

Any person (natural or juristic) may make an offer or offers in terms of this invitation to bid. In line with the principles of transparency, accountability, impartiality, and ethics as enshrined in the Constitution of the Republic of South Africa and further expressed in various pieces of legislation, it is required for the bidder to make this declaration in respect of the details required hereunder.

Where a person/s are listed in the Register for Tender Defaulters and / or the List of Restricted Suppliers, that person will automatically be disqualified from the bid process.

2. Bidder's declaration

2.1 Is the bidder, or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest¹ in the enterprise,

employed by the state?

YES/NO


2.1.1 If so, furnish particulars of the names, individual identity numbers, and, if applicable, state employee numbers of sole proprietor/ directors / trustees / shareholders / members/ partners or any person having a controlling interest in the enterprise, in table below.

Full Name	Identity Number	Name of State Institution

¹ the power, by one person or a group of persons holding the majority of the equity of an enterprise, alternatively, the person/s having the deciding vote or power to influence or to direct the course and decisions of the enterprise.

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2.2 Do you, or any person connected with the bidder, have a relationship with any person who is employed by the procuring institution? **YES/NO**

2.2.1 If so, furnish particulars:

.....
.....

2.3 Does the bidder or any of its directors / trustees / shareholders / members / partners or any person having a controlling interest in the enterprise have any interest in any other related enterprise whether or not they are bidding for this contract?
YES/NO

2.3.1 If so, furnish particulars:

.....
.....

3 DECLARATION

I, the undersigned, (name)..... in submitting the accompanying bid, do hereby make the following statements that I certify to be true and complete in every respect:

3.1 I have read and I understand the contents of this disclosure;

3.2 I understand that the accompanying bid will be disqualified if this disclosure is found not to be true and complete in every respect;

3.3 The bidder has arrived at the accompanying bid independently from, and without consultation, communication, agreement or arrangement with any competitor. However, communication between partners in a joint venture or consortium² will not be construed as collusive bidding.

3.4 In addition, there have been no consultations, communications, agreements or arrangements with any competitor regarding the quality, quantity, specifications, prices, including methods, factors or formulas used to calculate prices, market allocation, the intention or decision to submit or not to submit the bid, bidding with the intention not to win the bid and conditions or delivery particulars of the products or services to which this bid invitation relates.

² Joint venture or Consortium means an association of persons for the purpose of combining their expertise, property, capital, efforts, skill and knowledge in an activity for the execution of a contract.

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3.4 The terms of the accompanying bid have not been, and will not be, disclosed by the bidder, directly or indirectly, to any competitor, prior to the date and time of the official bid opening or of the awarding of the contract.

3.5 There have been no consultations, communications, agreements or arrangements made by the bidder with any official of the procuring institution in relation to this procurement process prior to and during the bidding process except to provide clarification on the bid submitted where so required by the institution; and the bidder was not involved in the drafting of the specifications or terms of reference for this bid.

3.6 I am aware that, in addition and without prejudice to any other remedy provided to combat any restrictive practices related to bids and contracts, bids that are suspicious will be reported to the Competition Commission for investigation and possible imposition of administrative penalties in terms of section 59 of the Competition Act No 89 of 1998 and or may be reported to the National Prosecuting Authority (NPA) for criminal investigation and or may be restricted from conducting business with the public sector for a period not exceeding ten (10) years in terms of the Prevention and Combating of Corrupt Activities Act No 12 of 2004 or any other applicable legislation.

I CERTIFY THAT THE INFORMATION FURNISHED IN PARAGRAPHS 1, 2 and 3 ABOVE IS CORRECT.

I ACCEPT THAT THE STATE MAY REJECT THE BID OR ACT AGAINST ME IN TERMS OF PARAGRAPH 6 OF PFMA SCM INSTRUCTION 03 OF 2021/22 ON PREVENTING AND COMBATING ABUSE IN THE SUPPLY CHAIN MANAGEMENT SYSTEM SHOULD THIS DECLARATION PROVE TO BE FALSE.

.....

Signature

Date


.....

Position

Name of bidder

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ANNEXURE G

CPA REQUIREMENTS FOR LOCAL GOODS AND SERVICES (SOUTH AFRICA)

THE APPLICATION OF CONTRACT PRICE ADJUSTMENT (CPA) TO TENDER SUBMISSIONS

1. APPLICATION OF CPA

Eskom will afford Tenderers an opportunity to propose additional/alternate offers to the abovementioned. Additional Offers, which are optional, will only be considered if a fully compliant Main Offer is submitted and acceptable

CPA conditions may apply if the contractual duration is to be longer than 12 months. If the contractual duration will be less than or equal to 12 months, a fixed priced offer must be submitted.

2. TENDER SUBMISSIONS

Tenderers shall comply with the following requirements:

a. Main offer:

- A Main Offer that is fully compliant with the CPA requirements as specified in the Enquiry.
- This condition is mandatory unless a fully fixed priced offer is submitted. If more than one offer is submitted, then the fully CPA compliant offer must be indicated as the Main Offer.

Failure to do so may result in the supplier's offer(s) being disqualified.

b. Additional/Alternative offer:

Additional offers, which are optional, will only be considered if a fully compliant main offer is submitted and acceptable:

- A fixed priced offer in addition to the fully CPA compliant main offer; or
- Any other offer with CPA specifications which deviate from the CPA requirements specified in the enquiry. However it is compulsory that all such deviations are sufficiently substantiated.


Additional/Alternative Offers must be clearly indicated as such

3. ESKOM'S PREFERRED INDEX LIST

Eskom's preferred index list is set out hereunder in Tables 1 and 2. The index list comprises indices that could be used in the Tenderers main offer.

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4. FOREIGN PORTION OF THE TENDER/AGREEMENT PRICE

In instances where the preferred index list does not specify a foreign index which is required for the specific agreement, the following must apply:

- The source of an index must be that of the national statistical institute of the relevant country or a generally acknowledged statistical (e.g. industry) body in or for that country, e.g. BEAMA and MEPS.
- The index must be the equivalent, or if unavailable, the nearest equivalent index to that of the specific prescribed local index.

5. NUMBER OF FORMULAE & INDICES

The Tenderer is limited to a maximum of 10 (ten) indices in total, i.e.: a maximum of 5 local indices and maximum of 5 foreign indices, excluding the fixed portion per CPA formula, per offer/agreement.

6. CPA FIXED PORTION


A minimum of 15% of the total agreement value is to be fixed when a CPA formula applies; except in the case of professional services or consulting agreements.

7. BASE DATE

- In instances of indices or other references published monthly, the Base Date is to be:
The month before the month in which the Enquiry closes
- In instances where the reference figures, e.g. market prices, are published daily or at more intervals than once a month:
The average for the month before the month in which the Enquiry closes
- In this case, the following shall apply:
 - Where the average is published:
The average published price in the currency Eskom will be exposed to. e.g. The currency in which Eskom will effect payment
 - Where a high, low and mean are published:
The mean
 - Where other prices than the Cash Settlement or Cash Sellers Price are published:
The Cash Settlement or Cash Sellers Price
- Where applicable, these principles, must also apply for the CPA “cut-off” date.

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8. CPA FOR PROFESSIONAL SERVICES

The preferred index to be used for adjusting these agreements is the country specific CPI Headline index.

The price adjustment factor will be effective from each contractual anniversary of the base date. This must be the average of the country specific CPI Headline index figures published for the last twelve month period (cycle) ending before the contract anniversary date.

No fixed portion is mandatory.

Table 2: Preferred Foreign Index List

Labour	Commodities	Processed material	Transport	Others
National Statistical Institute, Country-specific general labour index	MEPS, Country-specific general steel index	National Statistical Institute, Country-specific mechanical engineering material	National Statistical Institute, Country-specific general transport cost index	National Statistical Institute, Country-specific CPI (Headline) National Statistical Institute, Country-specific PPI
	LME, Copper	National Statistical Institute, Country-specific electrical engineering material		
	LME, aluminium	National Statistical Institute, Country-specific building and construction material		
	LME, zinc			
	LME, lead			

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Table 1: Preferred Local Index List - this list of indices needs to be relevant to the commodity.
Buyers need to check and include the relevant indices.

Labour	Commodities	Processed material	Transport	Others
Labour general (hourly paid) SEIFSA, C3, actual labour cost	Steel StatsSA, P0142.1 Table 2, basic iron and steel	Mechanical engineering material SEIFSA, G, mechanical engineering material	SEIFSA, L2, road freight costs	StasSA, PO141 CPI (Headline) all items OR SEIFSA, D-2 (CPI) X
	Copper SEIFSA, F, copper metric ton	Electrical engineering material SEIFSA, G-1, electrical engineering material		StasSA, PO142.1), PPI <ul style="list-style-type: none">Final Manufactured Goods OrIntermediate Manufactured Goods ORSEIFSA Table U Producer Price Index (PPI - final manufactured Goods Or Intermediate Manufactured Goods
Labour general SEIFSA, C3 (a), actual labour cost (field force) where subsistence allowance is paid	Aluminium SEIFSA, R, aluminium	Building and construction material SEIFSA, G, building and construction material		
	Zinc SEIFSA, F, zinc			
	Lead SEIFSA ,F, lead			

Closing date of tender _____/_____/_____

TENDERER'S SIGNATURE _____

Signed

Date

Name

Position

Tenderer

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